THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 11910 of 2006

16-06-2006

Between:-

Sri Tallapaka Annamacharya Educational Society, Rajampet, rep., by its Secretary & Correspondent, Aged: about 46 years, r/o Rajampet, Cuddapah district.

Petitioner

And

The A.P. State Industrial Infrastrucutral Corporation, Government of A.P., Hyderabad, rep., by its Executive Director, O/o. the Managing Director, Parishram Bhavan, 6th Floor, 5-9-58/B, Fateh Maidan Road, Basheerbagh, Hyderabad and another.

Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 11910 of 2006

Oral order:

Heard the learned counsel for the petitioner and Sri E. Madan Mohan Rao, learned standing counsel for the respondents.

The petitioner seeks a writ of Mandamus to the respondents to direct allotment of unused road site in the Industrial Estate, Rajampet, Kadapa district to it. The petitioner is running an Industrial Training Center, which is housed adjacent to the Industrial Estate, Rajampet. Earlier it made representations to the 2nd respondent for allotment of an adjacent site in the Estate so as to facilitate ingress and egress to its premises. The Executive Director of the 1st respondent on 01-05-2006 declined the petitioner's request on the ground that the said land is proposed and earmarked for an internal road.

The petitioner alleges that now the respondents have given up the proposal for laying a road in the site and have decided to allot the land to an industry or other applicants. The petitioner states that in the circumstances, the petitioner's representation for allotment of site to it could be considered. In legal principle, the petitioner contends that the petitioner is also entitled to be considered for allotment of a site in the Industrial Estate, Rajampet along with any other applicant and that the respondents cannot discriminate against the

petitioner and allot the site to an applicant insularly identified by the respondents without following a transparent process of affording all intending applicants for allotment an equal opportunity.

Having heard the learned standing counsel for the respondents, the writ petition is disposed of directing the respondents to consider the petitioner's application for allotment of site along with any other similar applicants having regard to the obligation of the respondents to fertilise the policy of allotment of sites by it in a transparent manner that will conduce to the greatest financial and policy interests of the Industrial Estate, Rajampet. The 1st respondent, if at all desires to allot a site in the Industrial Estate, Rajampet, such allotment shall only be by way of public auction. As and when public auction is notified, the petitioner shall also be eligible to participate thereat.

The writ petition is disposed of as above, at the stage of admission. No costs.

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GODA RAGHURAM, J

Dated:16-06-2006

Pvks/*